

1 KEVIN V. RYAN (CSBN 118321)
United States Attorney

2 EUMI L. CHOI (WVBN 0722)
3 Chief, Criminal Division

4 KIRSTIN M. AULT (CSBN 206052)
Assistant United States Attorney

5 450 Golden Gate Ave., Box 36060
6 San Francisco, California 94102
Telephone: (415) 436-7151
7 Facsimile: (415) 436-7234

8 Attorneys for Plaintiff

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 OAKLAND DIVISION

12 UNITED STATES OF AMERICA,)	No. CR 05-00649 CW
)	
13 Plaintiff,)	ORDER CONTINUING STATUS
)	CONFERENCE AND EXCLUDING TIME
14 v.)	FROM APRIL 24, 2006 TO SEPTEMBER 11,
)	2006 FROM THE SPEEDY TRIAL ACT
15 JAMES ROBERT METZGER,)	CALCULATION (18 U.S.C. § 3161(h)(8)(A)),
)	AND REFERRING MATTER TO U.S.
16 Defendant.)	PROBATION FOR PRE-PLEA REPORT
)	
17)	

18
19 Based on the parties' stipulation and for good cause shown, the Court
20 hereby CONTINUES the April 24, 2006 status conference to September 11, 2006. The
21 Court hereby finds, based on information provided by the parties, that an exclusion of
22 time under the Speedy Trial Act from April 24, 2006 to and including September 11,
23 2006 is appropriate pursuant to 18 U.S.C. § 3161(h)(8)(A) and 3161(h)(8)(B)(iv). The
24 ends of justice served by granting the requested continuance outweigh the best interests of
25 the public and of the defendant in a speedy trial and the prompt disposition of criminal
26 cases, and failure to grant the continuance would deny counsel for the defendant the
27 reasonable time necessary for effective preparation, taking into account the exercise of
28 due diligence.

1 In addition, at the request of the parties and for good cause shown, the
2 Court hereby REFERS this case to the U.S. Probation Department for preparation of a
3 pre-plea sentencing report.

4 SO ORDERED.

5 May 11

6 Dated: _____, 2006



7
8 THE HONORABLE CLAUDIA WILKEN
9 UNITED STATES DISTRICT COURT
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28